



1772

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Fibiger, et al.

Serial No: 09/890,907

Group Art Unit: 1772

Filed: November 16, 2001

Examiner: Bruenjes

For: NANOCOMPOSITE ARTICLES AND PROCESS FOR MAKING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED
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Hon. Commissioner of Patents & Trademarks
Washington, D.C. 20231

Sir:

REPLY TO PAPER NO. 6

This is in reply to the Office communication mailed January 27, 2003.

REMARKS**Election/Restrictions – 35 USC 121 and 372**

1. The Office Action states that the present application contains 10 groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1 because Claims 1-20 are either obvious over or anticipated by US-5,773,502, and that applicant is required to elect a single invention to which the claims must be restricted.

The undersigned Applicants' representative had a telephone interview with Examiner C. P. Bruenjes on February 11, 2003. During the interview, Applicants' representative told Examiner Bruenjes that his restriction requirement is based on the claims as originally filed and not on the latest amended claims, Claims 1-5, which are annexed to the International Preliminary Examination Report.

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TC 1700 MAIL ROOM

Applicants submit that pending claims 1-5 do not constitute two or more independent and distinct inventions and request that the Restriction requirement be withdrawn.

Respectfully submitted,

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NCD/blw